Atty. Docket No. LAC03 P320

#### **CERTIFICATE OF MAILING**

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to the Mail Stop 16, Director of the US Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450, An the date indicated below.

Action 8, 2005

Kimbusha Cousineau

Kimberley J. Cousineau

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit

: 3617

Applicant

Philip O. Gerard

Appln. No.

: 10/689,229

Filing Date

: October 20, 2003

Confirmation No.

: 4066

For

: WHEEL CLAD ASSEMBLY

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

2005 FEB 14 Fil 4: 54

## **REQUEST FOR REFUND**

This is a request for a refund of an extension fee that was charged to Deposit Account No. 16 2463.

It appears that our Deposit Account was charged \$110.00 for an Extension of Time Fee. This is in correct. Applicant filed a Response on November 12, 2004 in response to an Office Action that was mailed August 12, 2004. Since the response was filed within three months of the date of the Office Action, the charge was improper and a refund is requested. A copy of the Claims as Amended Form with Certificate of Mailing is enclosed.

A copy of Applicant's Monthly Statement of Deposit Account is also enclosed that shows the \$110 charge. A refund of the \$110 charge is respectfully requested.

Respectfully submitted,

DANIEL E. WAUGH ET AL.

By:

Price, Heneveld, Cooper

DeWitt & Litton

2-8-ø5 Date

Brian E. Ainsworth, Registration No. 45 808 695 Kenmoor, S.E./Post Office Box 2567

Grand Rapids, Michigan 49501

BEA:kjc

(616) 949-9610 COPY

Atty. Docket No. LAC03 P320

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I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to the Commissioner For Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date indicated below.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit

: 3617

Examiner Applicant : Bellinger, Jason R. : Philip O. Gerard

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: 10/689,229

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: October 20, 2003

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For

: WHEEL CLAD ASSEMBLY

Commissioner for Patents Post Office Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Transmitted herewith are a Return Postcard, Response (16 pgs), 2 Replacement Sheets of Drawings and 2 Annotated Sheets of Drawings in the above-identified application.

Any fee for additional claims has been calculated as shown below:

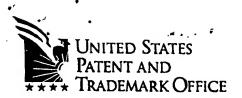
## **CLAIMS AS AMENDED**

	Col. 1		Col. 2	Col. 3	Small Entity		Other Than A Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'I Fee
Total Claims	33	Minus	34	= 0	x \$9	\$0.00	x \$ 18	\$0.00
Independent Claims	5	Minus	5	= 0	x \$44	\$0.00	x \$ 88	\$0.00
First Presentation of Multiple Dependent Claims \$145						\$0.00	x \$300	\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00		\$0.00

Applicant Appln. No. Page -2-	: Philip O. Gerard : 10/689,229
1 2x 3 4x	Small entity status of this application 37 CFR §§1.9 and 1.27 has been established by a verified statement previously submitted or is enclosed. No additional fee is required.  A check in the amount of \$ is attached.  Please charge any additional fees or credit overpayment to Deposit Account No. 16 2463. A duplicate copy of this sheet is attached.
Dated: Nove	PRICE, HENEVELD, COOPER, DEWITT & LITTON, LLP  Ember 12, 2004  Brian E. Ainsworth  Registration No. 45 808 695 Kenmoor, S.E.  Prot Office Page 2567
	Post Office Box 2567 Grand Rapids, Michigan 49501 (616) 949-9610

BEA:kjc

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#### MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and return top portion with your check. Make check payable to Director of Patents & Trademarks.

PRICE, HENEVELD, COOPER, DEWITT & LITTON FINA JAN KARBON 695 KENMORE SEP.O. BOX 2567

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Date					
	11-30-04				
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	1				

PLEASE SEND REMITTANCES TO: U. S. Patent and Trademark Office P.O. Box 70541 Chicago, IL 60673

DATE POSTED CONTROL DESCRIPTION FEE CHARGES DOCKET NO. BALANCE (Serial, Patent, TM, Order) MO. DAY YR. CODE CREDITS ī 04 91 76512695 IND14T-301 6004 150.00 11089.00 11 1 04 94 10975743 SHA01 P-374 1202 360.00 10729.00 1 04 222 11 10215579 CON31 P-303 2501 20.00 10709.00 3 04 11 8 10309981 DOW02P-412 1251 110.00 10599.00 4 04 689 PCT/US04/26951 11 PEAO2 FP-304 (PCT) 8021 40.00 10559.00 11 4 04 PCT/US04/27172 709 PEA02 FP-306 (PCT) 8021 40.00 10519.00 5 04 11 10744514 INN07 P-300 2251 55.00 10464.00 8 Н 04 916 76528352 **APP09 T300** 7004 150.00 10314.00 9 04 11 6 09828250 DP-303452 1252 420.00 9894.00 10 04 11 10025403 ADV12 P302A 2202 54.00 9840.00 11 10 04 4 10025403 ADV12 P302A 2201 129.00 9711.00 10 04 323 11 1017316 KAY01 T-359 8521 40.00 9671.00 11 12 04 839 78515060 USA02 T-309 7001 335.00 9336.00 11 15 04 28 10338540 GEN10 P-391B 9646.00 1252 -310.00 11 16 04 6 09981231 PLA13 P-300 2201 -172.009818.00 11 16 04 7 09981231 PLA13 P-300 2201 129.00 9689.00 11 17 04 14 78313291 WEA01 L308 7402 300.00 9389.00 11 17 04 35 76425171 6003 GRE44T-301 100.00 9289.00 11 17 04 109 10068540 9915 8007 20.00 9269.00 11 17 04 278 6422936 AGC01 A303 8021 40.00 9229.00 11 19 04 878 78519821 USA02 T-310 7001 335.00 8894.00 11 22 04 . 49 10455503 8007 9916 40.00 8854.00 11 22 04 1033 10333280 GFP01 A-000 8021 40.00 8814.00 11 22 04 1034 10381118 **GFP01 A-000** 8021 40.00 8774.00 11 22 04 1035 10415876 GFP01 A-000 8021 40.00 8734.00 11 22 04 1036 10468698 GFP01 A-000 8021 40.00 8694.00 11 22 04 1037 10432870 GFP01 A-000 8021 40.00 8654.00 11 22 04 1038 10472093 GFP01 A-000 8021 40.00 8614.00 11 22 04 1039 10368814 GFP01 A-000 8021 40.00 8574.00 11 22 04 1040 10383078 GFP01 A-000 8021 40.00 8534.00 11 22 04 1041 6592792 **GFP01 A-000** 8021 40.00 8494.00 11 22 04 1042 6635208 GFP01 A-000 8021 40.00 8454.00 11 22 04 1043 6756105 GFP01 A-000 8021 40.00 8414.00 11 04 1044 <u>6761844</u> GEPO1 A-000 <u>8021</u> 40.00 8374.00 11 23 04 6 10689229 LAC03 P320 1251 8264.00 110.00 TT 23 04 18 10992501 STEO1 P-1171 1202 8228.00 36.00 AN AMOUNT SUFFICIENT TO OPENING BALANCE TOTAL CHARGES TOTAL CREDITS CLOSING BALANCE

MS020A (2/2003)

COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT

\*\*\* O.D. INDICATES OVERDRAWN





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For

: WHEEL CLAD ASSEMBLY

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Dear Sir:

# REPLY UNDER 37 C.F.R. §1.111

In response to the outstanding Office Action dated August 12, 2004, please amend the above-identified patent application as follows:

Amendments to the specification begin on page 2 of this paper.

Amendments to the claims are reflected in the listing of claims which begins on page 3 of this paper.

Amendments to the Drawings begin on page 12 of this paper and include both attached replacement sheets and annotated sheets showing changes.

Remarks begin on page 13 of this paper.

ment Date: 03/31/2005 SDIRETA1 2004 MBYARS 00000006 162463

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